

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
at Huntington**

**DAWN DENISE McCOMAS,  
Executrix of the Estate of  
BILLIE PLYMALE,**

**Plaintiff,**

**v.**

**CIVIL ACTION NO. 3:13-cv-14953**

**KIRT THOMAS MILLER, D.P.M.,  
Defendant.**

**AMENDED NOTICE OF MEDIATION**

By agreement of the parties, the Court-ordered mediation in this matter will commence at 9:00 a.m. on October 2, 2014, at Johnny Jackson & Associates, 606 Virginia Street East, Suite 300, Charleston, West Virginia, with Steve Dalesio serving as the mediator.

**Kirt Thomas Miller, D.P.M.,**

**By counsel,**

/s/ Tamela J. White  
\_\_\_\_\_  
Tamela J. White (Bar No. 6392 WV)  
Samantha Thomas-Bush (Bar No. 11716 WV)  
**Farrell, White & Legg PLLC**  
914 Fifth Avenue  
P.O. Box 6457  
Huntington, WV 25772-6457

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
at Huntington**

**DAWN DENISE McCOMAS,  
Executrix of the Estate of  
BILLIE PLYMALE,  
Plaintiff,**

v.

**CIVIL ACTION NO. 3:13-cv-14953**

**KIRT THOMAS MILLER, D.P.M.,  
Defendant.**

**CERTIFICATE OF SERVICE**

I hereby certify that on September 15, 2014, I electronically filed the foregoing *Amended Notice of Mediation* with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following attorneys of record:

Matthew C. Lindsay, J.D., M.D.  
Richard D. Lindsay, M.D., J.D.  
**Tabor Lindsay & Associates**  
P.O. Box 1269  
Charleston, WV 25325  
304-344-5155

/s/ Tamela J. White  
\_\_\_\_\_  
Tamela J. White (Bar No. 6392 WV)  
Samantha Thomas-Bush (Bar No. 11716 WV)  
**Farrell, White & Legg PLLC**  
914 Fifth Avenue  
P.O. Box 6457  
Huntington, WV 25772-6457